

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF MICHIGAN**

FRANK MORABITO, individually and on
behalf of all others similarly situated,

Plaintiff,

v.

DIPLOMAT PHARMACY, INC.
BRIAN GRIFFIN, PHILLIP R.
HAGERMAN, BENJAMIN
WOLIN, REGINA BENJAMIN,
DAVID C. DREYER, KENNETH
KLEPPER and SHAWN C.
TOMASELLO,

Defendants.

**Civil Action No. 4:20-CV-10181-SDD-
DRG _____**

**NOTICE OF VOLUNTARY DISMISSAL
PURSUANT TO F.R.C.P. 41(a)(1)(A)(i)**

Notice is hereby given that, pursuant to Rule 41(a)(1)(A)(i) of the Federal Rules of Civil Procedure, plaintiff Frank Morabito ("Plaintiff") voluntarily dismisses this action without prejudice as to both Plaintiff's individual claims and as to the claims of the putative class. This notice of dismissal is being filed before service by Defendants of either an answer or a motion for summary judgment. Since no class has been certified and the dismissal is without prejudice as to Plaintiff and all other members of the putative class, notice of this dismissal is not required. Plaintiff's dismissal of this Action is effective upon filing of this notice.

Date: February 20, 2020

By: /s/ Anthony L. DeLuca

Anthony L. DeLuca (P64874)

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